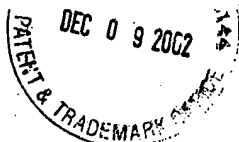


In re Application of: Erickson et al.  
Application No. 09/720,276  
Filed: March 7, 2001  
For: FITNESS ASSAY AND ASSOCIATED METHODS



Date: December 3, 2002

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COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment and Response to Restriction Requirement in the subject application.

☐ Applicants claim small entity status of this application under 37 CFR 1.27.

☒ Petition for Extension of Time

☒ Applicants petition for a two-month extension of time under 37 CFR 1.136, the fee for which is \$400.00 (enclosed).

☐ Applicants believe that no petition for an extension of time is necessary. However, to the extent that such petition is deemed necessary, Applicants hereby petition for a sufficient extension of time to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

☒ No additional claim fee is required.

☒ Other: Amendments Made to Claims In Response to Office Action of October 2, 2002  
Pending Claims After Amendment

The claim fee has been calculated as shown below:

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
		CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADDIT CLAIM FEE	RATE	ADDIT CLAIM FEE
TOTAL		65	MINUS	=	x 9=	\$	x 18=	\$
INDEPENDENT		4	MINUS	=	x 42=	\$	x 84=	\$
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 140=	\$	+ 280=	\$
					TOTAL	\$	TOTAL	\$

☒ Please charge my Deposit Account No. 12-1216 in the amount of \$400.00. A duplicate copy of this sheet is attached.

☐ A check in the amount of \$ is attached.

☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is attached.

☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

LEYDIG, VOIT & MAYER, LTD.

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Kristen J. Harrell, Reg. No. 51,783

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THE PATENT AND TRADEMARK OFFICE IS RESPECTFULLY REQUESTED TO PLACE ITS STAMP ON THIS POSTAL CARD AND PLACE IT IN THE OUTGOING MAIL TO SHOW THE FOLLOWING PAPERS HAVE BEEN RECEIVED.

In re Appln. of Erickson et al.  
U.S. Patent App. No. 09/720,276  
For: FITNESS ASSAY AND ASSOCIATED METHOD

Items: 1. Amendment and Response to Restriction Requirement with Certificate of Mailing (7 pg.); Amendments Made to Claims In Response to Office Action of October 2, 2002 (3 pgs.); and Pending Claims After Amendment (13 pgs.)  
2. Transmittal (1 pg. plus 1 duplicate)  
3. Return Postcard

Date: December 3, 2002  
Attorney Docket: NIH 207596  
DHHS Ref: E-200-98/3

CL/KJH

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